



09-14-04

PATENT- Attorney No. 00030-001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Triveni P. Shukla

Application No.: 10/689, 209

Filed: October 20, 2003

Examiner: Thuy Tran Lien

Group Art Unit: 1761

For: PROCESSED CHEESES COMPRISING EMULSIFIED LIQUID SHORTENING
COMPOSITIONS COMPRISING DIETARY FIBER GEL, WATER AND LIPID

Mail Stop Amendment

COMMISSIONER for PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION MAILED MAY 19, 2004

Sir:

In response to the Non-Final Office Action mailed May 19, 2004, regarding the above identified application, applicant respectfully requests allowance of the claims based on Examiner consideration of the following:

- Amendments to the Specification page 2
- Amendments to Claims page 3
- Remarks including petition for extension in time to reply page 4
- IDS--enclosed

CERTIFICATION UNDER 37 C.F.R. § 1.10

Express Mail Label No: EO 904 978 851 US

Date of Deposit: 9-13-04

Signature: [Signature]

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service, postage prepaid, under 37 C.F.R. § 1.10 on the date indicated above and is addressed to Box New App Fee, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513.

09/15/2004 JBA/INAH 00000013 10689209

01 FC:2251

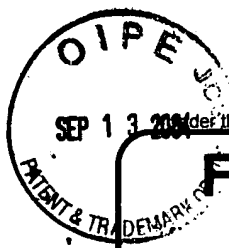
55.00 OP

09/15/2004 JBA/INAH 00000013 10689209

02 FC:1806

180.00 OP

09/15/2004 JBA/INAH 00000017 10689209
55.00 OP
180.00 OP
01 FC:2251
02 FC:1806



SEP 13 2003

PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)**235.00**

Complete if Known

| | |
|----------------------|-------------------|
| Application Number | 10/689,209 |
| Filing Date | October 20, 2003 |
| First Named Inventor | Shukla, Triveni P |
| Examiner Name | 1761 |
| Art Unit | Thuy Tran Lien |
| Attorney Docket No. | 00030-001 |

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number

Deposit Account Name

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments

☐ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description | Fee Paid |
|----------------------------|----------------------------|------------------------|----------|
| 1001 770 | 2001 385 | Utility filing fee | |
| 1002 340 | 2002 170 | Design filing fee | |
| 1003 530 | 2003 265 | Plant filing fee | |
| 1004 770 | 2004 385 | Reissue filing fee | |
| 1005 160 | 2005 80 | Provisional filing fee | |
| SUBTOTAL (1) (\$) | | | |

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Extra Claims Fee from below Fee Paid

Total Claims -20** = X 9 =

Independent Claims -3** = X 43 =

Multiple Dependent 0 =

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description |
|----------------------------|----------------------------|--|
| 1202 18 | 2202 9 | Claims in excess of 20 |
| 1201 86 | 2201 43 | Independent claims in excess of 3 |
| 1203 290 | 2203 145 | Multiple dependent claim, if not paid |
| 1204 86 | 2204 43 | ** Reissue independent claims over original patent |
| 1205 18 | 2205 9 | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$)

**or number previously paid, if greater, For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description | Fee Paid |
|----------------------------|----------------------------|--|----------|
| 1051 130 | 2051 65 | Surcharge - late filing fee or oath | 0 |
| 1052 50 | 2052 25 | Surcharge - late provisional filing fee or cover sheet | 0 |
| 1053 130 | 1053 130 | Non-English specification | 0 |
| 1812 2,520 | 1812 2,520 | For filing a request for ex parte reexamination | 0 |
| 1804 920* | 1804 920* | Requesting publication of SIR prior to Examiner action | 0 |
| 1805 1,840* | 1805 1,840* | Requesting publication of SIR after Examiner action | 0 |
| 1251 110 | 2251 55 | Extension for reply within first month | 55 |
| 1252 420 | 2252 210 | Extension for reply within second month | 0 |
| 1253 950 | 2253 475 | Extension for reply within third month | 0 |
| 1254 1,480 | 2254 740 | Extension for reply within fourth month | 0 |
| 1255 2,010 | 2255 1,005 | Extension for reply within fifth month | 0 |
| 1401 330 | 2401 165 | Notice of Appeal | 0 |
| 1402 330 | 2402 165 | Filing a brief in support of an appeal | 0 |
| 1403 290 | 2403 145 | Request for oral hearing | 0 |
| 1451 1,510 | 1451 1,510 | Petition to institute a public use proceeding | 0 |
| 1452 110 | 2452 55 | Petition to revive - unavoidable | 0 |
| 1453 1,330 | 2453 665 | Petition to revive - unintentional | 0 |
| 1501 1,330 | 2501 665 | Utility issue fee (or reissue) | 0 |
| 1502 480 | 2502 240 | Design issue fee | 0 |
| 1503 640 | 2503 320 | Plant issue fee | 0 |
| 1460 130 | 1460 130 | Petitions to the Commissioner | 0 |
| 1807 50 | 1807 50 | Processing fee under 37 CFR 1.17(q) | 0 |
| 1806 180 | 1806 180 | Submission of Information Disclosure Stmt | 180 |
| 8021 40 | 8021 40 | Recording each patent assignment per property (times number of properties) | 0 |
| 1809 770 | 2809 385 | Filing a submission after final rejection (37 CFR 1.129(a)) | 0 |
| 1810 770 | 2810 385 | For each additional invention to be examined (37 CFR 1.129(b)) | 0 |
| 1801 770 | 2801 385 | Request for Continued Examination (RCE) | 0 |
| 1802 900 | 1802 900 | Request for expedited examination of a design application | 0 |

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)**235**

SUBMITTED BY

(Complete if applicable)

| | | | | | |
|-------------------|-------------------|-----------------------------------|---------|-----------|--------------|
| Name (Print/Type) | Timothy J. Fullin | Registration No. (Attorney/Agent) | 50685 | Telephone | 847-573-9880 |
| Signature | | Date | 9-10-04 | | |

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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